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TARGET STORES, a division
of Target Corporation

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DYLAN LAMM, a minor by and through his
guardian ad litem MARY CATHERINE
DOHERTY; and KEVIN LAMM,

Plaintiffs,

vs.

BUMBO, BUMBO LIMITED, BUMBO (PTY)
LTD.; TARGET CORPORATION; and DOES
1 to 20,

Defendants.

CASE NO. 07-04807 MHP

**JOINT CASE MANAGEMENT
CONFERENCE STATEMENT**

DATE: May 5, 2008
TIME: 3:00 p.m.
DEPT: Ctrm. 15, 18th Floor
JUDGE: Hon. Marilyn Hall Patel

1 (1) Jurisdiction and Service:

2 Plaintiff has attempted to serve Bumbo Pty in South Africa and Texas.
3 Bumbo PTY Limited has specially appeared to file a Motion to Quash Service and
4 Dismiss for Improper Service, Lack of Personal Jurisdiction and Failure to Serve. An
5 Opposition to the Motion by plaintiff and a Reply brief by Bumbo Pty has been submitted
6 and the court has taken the matter under consideration.

7 (2) A Brief Description Of The Events Underlying The Action:

8 The case is essentially one of product liability surrounding the safety of the
9 Bumbo Baby Sitter – a foam seat designed to hold infants before they are strong enough
10 to sit up on their own.
11

12 (3) Motions:

13 While the Parties are not in a position to anticipate every possible pre-trial
14 motion as they are still in a very preliminary stage in the litigation, they anticipate
15 motions relating to discovery issues, especially as they relate to documents maintained
16 by the unanswered Bumbo defendants.

17 (4) Amendment of Pleadings:

18 Plaintiffs may amend the complaint to name Bumbo International.

19 (5) Evidence Preservation:

20 Plaintiffs requested that Defendant Target preserve their data regarding
21 their gift registry, as the Bumbo product in question was purchased at a Target store as
22 a result of the Plaintiffs' participation in the Target gift registry. This has been done.

23 (6) Disclosures:

24 The Parties have exchanged initial disclosures under Rule 26, Fed. R. Civ.
25 Pro..

26 (7) Discovery:

27 Defendant Target has propounded interrogatories and request for
28

1 production of documents to Plaintiffs regarding the nature and extent of injuries.

2 Defendants are also attempting to arrange for a service to copy interviews given by
3 plaintiff to the press saved on their home TIVO system.

4 (8) Related Cases:

5 This case has been related to *Wendy Whitson v. Bumbo, et al.*, a class
6 action lawsuit relating to the purchase of the product. Defendant Target has filed a
7 Motion to Dismiss certain claims in Plaintiff's complaint as failing to articulate cognizable
8 claims that are sustainable as a nationwide class action. The court has taken this
9 motion under consideration.

10 Plaintiff has served Bumbo in Texas and thereafter filed a Notice of
11 Default. Bumbo (Pty) Limited has specially appeared and filed a Motion to Set Aside the
12 Default, Quash Service, Dismiss for Improper Service, Lack of Personal Jurisdiction and
13 Failure to Serve, and for Sanctions. Plaintiff also served Bumbo Pty Limied in South
14 Africal. Bumbo (Pty) Limited filed a motion to quash that service. These motions were
15 also taken under consideration.

16 (9) Relief:

17 Plaintiffs seek personal injury damages (economic and non-economic) as
18 well as injunctive relief.

19 Defendant seeks dismissal of the action and its costs of suit.

20 (10) Settlement and ADR:

21 Plaintiffs and Target have agreed to mediation.

22 (11) Consent To Magistrate Judge For All Purposes:

23 Plaintiff does not so consent.

24 (12) Other References:

25 The Parties propose no other references at this time.

26 (13) Narrowing of Issues:

27 The Parties are committed to narrowing the issues as much as possible,
28 and will meet and confer regarding same.

(14) Expedited Schedule:

Given the difficulty with service of the Bumbo defendants the parties do not believe expedited scheduling is appropriate.

(15) Scheduling:

The parties request that scheduling of discovery and pretrial deadlines should be postponed until service of the Bumbo defendants is completed and appearances have been made.

(16) Trial:

Plaintiffs and Target have requested a jury trial. The Parties estimate a 12-15 day jury trial.

(18) Disclosure Of Non-Party Interested Entities Or Persons:

There are no non-party interested persons known to the Plaintiffs or Target.

DATED: April 25, 2008

Respectfully submitted,

EDGAR LAW FIRM

By: /s/
DONALD S. EDGAR
JEREMY R. FIETZ

Attorneys for Plaintiffs

DATED: April 25, 2008

Respectfully submitted,

By: 
GAIL C. TRABISH

Attorneys for Defendant Target

CERTIFICATE OF SERVICE
(28 U.S.C. §1746)

I am employed in the County of Alameda, State of California. I am over the age of 18 years and not a party to the within action. My business address is 555 12th Street, Suite 1800, P. O. Box 12925, Oakland, California 94604-2925.

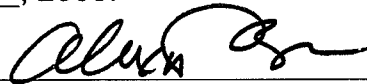
I am readily familiar with the business practice for collection and processing of correspondence for mailing with the United States Postal Service. On the date indicated below, at the above-referenced business location, I sealed envelopes, enclosing a copy of the **JOINT CASE MANAGEMENT CONFERENCE STATEMENT**, addressed as shown below, and placed them for collection and mailing following ordinary business practices to be deposited with the United States Postal Service on the date indicated below:

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Attorneys for Defendant
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I declare under penalty of perjury that the foregoing is true and correct. Executed at Oakland, California on April 25, 2008.


Alexine Braun

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